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Attorneys for Defendant Meta Platforms, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MAXIMILIAN KLEIN, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

META PLATFORMS, INC., a Delaware
Corporation headquartered in California,

Defendant.

Case No. 3:20-cv-08570-JD

**DECLARATION OF SONAL N. MEHTA
IN SUPPORT OF MOTION TO
CONTINUE HEARING ON DEFENDANT
META PLATFORMS, INC.'S MOTION
TO DISMISS PURSUANT TO LOCAL
RULES 6-3 & 7-7(b)**

Judge: Hon. James Donato

1 I, Sonal N. Mehta, declare as follows:

2 1. I am a member of the California Bar and am admitted to practice before this
3 Court. I am a partner at Wilmer Cutler Pickering Hale and Dorr LLP. I represent Meta
4 Platforms, Inc. in the above-captioned action. I have personal knowledge of the matters stated
5 herein and, if called upon, I could and would competently testify thereto.

6 2. On March 21, 2022, Meta filed a Motion to Dismiss the First Amended
7 Consolidated Advertiser Class Action Complaint (“Motion to Dismiss”), and noticed a hearing
8 on that motion for May 26, 2022 at 10:00 AM.

9 3. Also on March 21, 2022, the Judicial Panel on Multidistrict Litigation (“JPML”)
10 issued a Conditional Transfer Order with Simultaneous Separation and Remand (“Conditional
11 Transfer Order”), transferring Advertisers’ First Amended Complaint to the multidistrict
12 litigation *In re: Google Digital Advertising Antitrust Litigation*, MDL No. 3010 (J.P.M.L.). *Id.*
13 at ECF No. 169.

14 4. On April 12, 2022, Advertiser Plaintiffs filed a Motion to Vacate Conditional
15 Transfer Order (“Motion to Vacate”). *Id.* at ECF No. 186. The JPML set the matter for its May
16 26, 2022 hearing session. *Id.* at ECF No. 178.

17 5. The JPML has since designated Advertisers’ Motion to Vacate “for consideration
18 without oral argument.” *Id.* at ECF No. 189. Meta expects that the JPML will resolve the
19 Motion to Vacate close in time to its previously scheduled May 26, 2022 hearing.

20 6. Meta requests that the Court continue the hearing on its Motion to Dismiss from
21 Thursday, May 26, 2022 at 10:00 AM, to Thursday, June 23, 2022 at 10:00 AM or thereafter to
22 give the JPML time to resolve the pending Motion to Vacate before the Court and parties expend
23 resources preparing for the hearing.

24 7. In addition, Meta requests that the hearing date not be reset for a Thursday motion
25 calendar between May 26 and June 23 because I, Defendant’s lead counsel expect to argue the
26 motion and have a previously booked non-refundable international family travel scheduled
27 through June 15.

